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Atty. Docket No. DX0744K

on December 4, 1998.

By:

Lois E. Miller

Lois E. Miller



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Karin FRANZ-BACON, et al.

Serial No.: 09/099,898

Filed: June 18, 1998

For: MAMMALIAN GENES; RELATED REAGENTS

Examiner: not yet assigned

Art Unit: 1642

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT

Palo Alto, California 94304

December 4, 1998

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The enclosed Derwent DGene search reports are brought to the Examiner's attention pursuant to the duty of disclosure under 37 C.F.R. § 1.56, § 1.97, and § 1.98.

Citation of these documents should not be construed as a representation that the documents are in fact material or are in fact prior art with respect to the instant invention. The Examiner should not make any inference relating to the relative pertinence of cited references based upon the order in which the art is presented. Citation of these documents should not be construed as a representation that a search has been made or that more pertinent art may not be in existence.

Enclosed for the Examiner's review are copies of the results of the highest matching sequences found published in the Derwent DGene patent sequence database in connection with the relevant sequences. Applicants have reviewed these reports and have determined that they contain no references of sufficient relevance to warrant inclusion on a PTO 1449 Form. Attached the Examiner will find a document which describes how the search was performed and what each record contains. If there are questions regarding these searches, Applicants would welcome the Examiner to contact the undersigned at (650)496-1204.

Applicants request that the Examiner fully consider the enclosed search reports, although they are not believed to contain prior art, but may contain information useful to the Examiner.

Since this Information Disclosure Statement is being filed before receiving the first Office action, applicants believe no fee is required for filing this document; however, if such a fee is required the Commissioner is hereby authorized to charge DNAX Research Institute's Deposit Account No. 04-1239.

Respectfully submitted,

December 4 , 1998

By: Edwin P. Ching
Edwin P. Ching
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Reg. No. 34,090

DNAX Research Institute
901 California Avenue
Palo Alto, California, 94304-1104
Tel. No. (650) 852-9196
Fax No.: (650) 496-1200

Enclosures:

1. Search Description Document;
2. Derwent Search Report re: Mouse C2, performed Oct. 26, 1998;
3. Derwent Search Report re: Mouse C2b, performed Oct. 26, 1998;
4. Derwent Search Report re: Human C10, performed Oct. 26, 1998;
5. Derwent Search Report re: Mouse C18, performed Oct. 26, 1998;
6. Derwent Search Report re: Mouse C19, performed Oct. 26, 1998;
7. Derwent Search Report re: Rat C19, performed Oct. 26, 1998;
8. Derwent Search Report re: Human C23, performed Oct. 26, 1998; and,
9. Return postcard.

PATENT

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INFORMATION DISCLOSURE
STATEMENT

Palo Alto, California 94304

December 4, 1998

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The materials as listed in the attached modified PTO 1449 form are brought to the Examiner's attention pursuant to the duty of disclosure under 37 C.F.R. § 1.56, § 1.97, and § 1.98. Also included is a copy of the International Search Report dated October 1, 1998.

Citation of these documents should not be construed as a representation that the documents are in fact material or are in fact prior art with respect to the instant invention. The Examiner should not make any inference relating to the relative pertinence of cited references based upon the order in which the art is presented. Citation of these documents should not be construed as a representation that a search has been made or that more pertinent art may not be in existence.

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Applicants request that the Examiner fully consider the art cited in the attached modified PTO 1449 form. Applicants further request that the Patent and Trademark Office list all such art on the front of any patent issuing from this application.

Since this Information Disclosure Statement is being filed before receiving the first Office action, applicants believe no fee is required for filing this document; however, if such a fee is required the Commissioner is hereby authorized to charge DNAX Research Institute's Deposit Account No. 04-1239.

Respectfully submitted,

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Enclosures:

1. PCT Search Report dated October 1, 1998 (7 pages);
2. Modified PTO 1449 form (3 pages);
3. References AA-BF (32 references); and,
4. Return Postcard.